



Docket No. 0575/54202/JPW/JML

In re application of: David Stern, et al.

Serial No.: 08/997,464

Examiner: J. Kerr

Filed: December 23, 1997

Art Unit: 1633

For: A METHOD FOR EVALUATING THE ABILITY OF A COMPOUND TO INHIBIT NEUROTOXICITY

April 4, 2001

HONORABLE ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

S I R:

Transmitted herewith is an amendment to the above-identified application.

Small entity status of this application under 37 C.F.R. § 1.9 and § 1.27 has been established by a verified statement previously submitted.

a verified statement to establish small entity status under 37 C.F.R. § 1.9 and § 1.27 is enclosed.

No additional fee is required.

The filing fee is calculated as follows:

|   | NUMBER<br>AFTER<br>AMEND-<br>MENT |   | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR |     | NUMBER OF<br>EXTRA<br>CLAIMS<br>PRESENTED | RATE                  |                 | FEE             |                 |
|---|-----------------------------------|---|---|-----|---|-----------------------|-----------------|-----------------|-----------------|
|   |                                   |   |   |     |   | SMALL<br>ENTITY       | OTHER<br>ENTITY | SMALL<br>ENTITY | OTHER<br>ENTITY |
| Total<br>Claims                           | 10                                | - | * 33  | =   | *** 0                                     | x                     | 9.00            | 18.00           | = 0             |
| Independent<br>Claims                     | 1                                 | - | ** 4  | =   | *** 0                                     | x                     | 40.00           | 80.00           | = 0             |
| Multiple Dependent<br>Claims(s) Presented |                                   |   |   | Yes | x No                                      | 135.00                | 270.00          | 0               |                 |
| For First Time:                           |                                   |   |   |     |   | TOTAL ADDITIONAL \$ 0 |                 |                 |                 |

\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

\*\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

\*\*\*If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.

Applicants: David Stern et al.

U.S. Serial Number: 08/997,464

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Amendment Transmittal Letter  
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The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims as originally filed.

Please charge Deposit Account No. \_\_\_\_\_  
in the amount of \$ \_\_\_\_\_.

A check in the amount of \$ 625.00 is enclosed.  
\$445.00 For the Three-Month Extension of Time fee and  
\$180.00 For The Supplemental Information Disclosure Statement fee.

The Commissioner is hereby authorized to charge  
payment of the following fees associated with  
this communication or credit any overpayment to  
Deposit Account No. 03-3125. Three  
copies of this sheet are enclosed.

Any filing fees under 37 C.F.R. §1.16 for the  
presentation of extra claims.

Any patent application processing fees under  
37 C.F.R. §1.17.

Respectfully submitted,

*Jane M. Love*

I hereby certify that this correspondence  
is being deposited this date with the  
U.S. Postal Service with sufficient  
postage as first class mail in an  
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Assistant Commissioner for Patents,  
Washington, D.C. 20231.

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Expedited Response  
Under 37 C.F.R. §1.116  
Art Unit 1633

0575/54202/JRW/JML

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : David Stern et al.  
Serial No. : 08/997,464 Examiner: J. Kerr  
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For : A METHOD FOR EVALUATING THE ABILITY  
OF A COMPOUND TO INHIBIT  
NEUROTOXICITY

1185 Avenue of the Americas  
New York, New York 10036  
April 4, 2001

Assistant Commissioner for Patents  
Washington, D.C. 20231

*do not enter*  
Box: AF

Sir:

**AMENDMENT IN REPLY TO OCTOBER 4, 2000 FINAL OFFICE ACTION  
UNDER 37 C.F.R. §1.116,  
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT AND  
PETITION FOR A THREE-MONTH EXTENSION OF TIME**

This Amendment is submitted pursuant to 37 C.F.R. §1.116 in reply to the October 4, 2000 Office Action which was issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the October 4, 2000 Office Action was originally due on January 4, 2001. Applicants hereby request a three-month extension of time and a check including the FOUR HUNDRED AND FORTY FIVE DOLLAR (\$445.00) fee is enclosed. Applicants have previously established small entity status. Therefore, a reply is now due April 4, 2001. Thus, this Amendment is being timely filed.

Applicants are concurrently filing today a Notice of Appeal.

Please amend the subject application as follows:

04/10/2001 GTEFFERA 00000157 08997464

04/10/2001 GTEFFERA 00000156 08997464

01 FC:126

180.00 0P

01 FC:217

445.00 0P